



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent application of
William M. Pester, III
Serial No. 09/478,078
Filing Date: January 5, 2000
For: Expert Call Analyzer and Next
Generation Telephony Network
Configuration System

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Group Art Unit 2642
Examiner: Bing Q. Bui

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ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

To the Commissioner for Patents:

The undersigned is empowered to act on behalf of the assignee, Canoga Perkins Corp. (the Assignee). True copies of the original Assignment (2 pages) of the above-captioned application from the sole Inventor to Ellipsys Technologies, Inc., and subsequent Assignment (1 page) of the above-captioned application from Ellipsys Technologies, Inc. to the Assignee are attached hereto. These two Assignments represent the entire chain of title of this invention from the Inventor to the Assignee.

CERTIFICATE OF MAILING UNDER 37 CFR 1.8(a)

I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date indicated below, with sufficient postage, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature

Philip O. Post

Printed Name

PHILIP O. POST

Date

MAY 6, 2003

The undersigned hereby revokes any previous power of attorney in the subject application, and hereby appoints Philip O. Post, USPTO Registration No. 28,456, as its attorney with full power of substitution and revocation, to prosecute this application and any continuing applications, and to transact all business in the Patent and Trademark Office connected therewith.


Address all correspondence to CUSTOMER NUMBER 31855, Philip O. Post, Indel, Inc., PO Box 157, Rancocas, NJ 08073. Address all telephone calls to Philip O. Post, (609) 267 9000 ext. 254 (telefax: (609) 267-5705).

I declare that all statements made herein are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, or any patent issued thereon.

Canoga Perkins Corp.

Dated: April 30, 2003

By: _____



L. A. Krupnick
Corporate Secretary

Address: 10 Indel Avenue
P.O. Box 157
Rancocas, NJ 08073

Attorney's Docket

ASSIGNMENT

PATENT

No.: 023341.P002 (For Execution Prior To Filing Patent Application)

In consideration of good and valuable consideration, the receipt of which is hereby acknowledged, I,

the undersigned, Eugene M. Pester III

hereby sell, assign, and transfer to Ellipsys Technologies, Inc.

a corporation of California, having a principal place of business at

320 Encinal Street, Santa Cruz, CA 95060-2101

, ("Assignee"), and its successors, assigns, and legal representatives, the entire right, title, and interest for the United States and all foreign countries, in and to any and all improvements that are disclosed in the application for the United States patent that has been executed by the undersigned prior hereto or concurrently herewith on the dates indicated below and is entitled EXPERT CALL

ANALYZER AND NEXT GENERATION TELEPHONY NETWORK CONFIGURATION

SYSTEM

and in and to said application and all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications that have been or shall be filed in the United States and all foreign countries on any of said improvements; and in and to all original patents, reissued patents, reexamination certificates, and extensions, that have been or shall be issued in the United States and all foreign countries on said improvements; and in and to all rights of priority resulting from the filing of said United States application;

agree that said Assignee may apply for and receive a patent or patents for said improvements in its own name; and that, when requested, without charge to, but at the expense of, said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this Assignment, the undersigned will execute all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney, and other papers; communicate to said Assignee, its successors, assigns, and representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally assist said Assignee, its successors, assigns, or representatives in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements, and all applications for patents and all patents on said improvements, in said Assignee, its successors, assigns, and legal representatives; and

covenant with said Assignee, its successors, assigns, and legal representatives that no assignment, grant, mortgage, license, or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Each Inventor: Please Sign and Date Below:

<u>12/30/99</u> , 19 <u>99</u>	<u>Eugene M. Pester III</u>
Date	Name: Eugene M. Pester III
_____, 19____	_____ Name:
_____, 19____	_____ Name:
_____, 19____	_____ Name:
_____, 19____	_____ Name:
_____, 19____	_____ Name:

Each Inventor: Please also list the date that you signed the accompanying DECLARATION AND POWER OF ATTORNEY:

<u>12/30</u> , 19 <u>99</u>
Date
_____, 19____ Date
_____, 19____ Date
_____, 19____ Date
_____, 19____ Date
_____, 19____ Date

State of: _____ }
County of: _____ } SS.

Assignment Document Return Address:
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
 12400 Wilshire Blvd., Seventh Floor
 Los Angeles, CA 90025-1026
 (408) 720-8598

On this _____ day of _____, 19____, before me, _____,
 the undersigned Notary Public, personally appeared _____
 [] personally known to me [] proved to me on the basis of satisfactory evidence to be the
 person(s) whose name(s) _____ subscribed to the within instrument, and acknowledged
 that _____ executed it.
 WITNESS my hand and official seal.

 Notary's Signature

ASSIGNMENT

WHEREAS, Ellipsys Technologies, Inc., of Santa Cruz, California is the owner of the entire right, title and interest in U.S. Patent No. 5,787,164 for "Switched Network Call Progress Protocol Analyzer" granted July 28, 1998 and (hereinafter, the "Patent"); a pending patent application reference no. 023341.P002 for "Expert Call Analyzer and Next Generation Telephony Network Configuration System" assigned to Ellipsys Technologies, Inc., on December 30, 1999, by the inventor, Eugene M. Pester III (the "Patent Application"); and

WHEREAS, Canoga Perkins Corporation, a California corporation, desires to acquire the entire right, title and interest in, to and under the Patent and the Patent Application together with the good will of the business symbolized by same;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for and in consideration of the sum of \$1.00 dollar to Ellipsys Technologies, Inc., in hand paid by Canoga Perkins Corporation and other good and valuable consideration receipt of which is hereby acknowledged, Ellipsys Technologies, Inc., hereby sells, assigns, transfers and sets over unto Assignee all of its rights, title and interest in and to said Patent and Patent Application and the inventions covered thereby, any patent subject to Re-Examination proceedings, and any and all reissues of patents, including the subject matter of any and all claims which may be obtained in every such patent, the same to be held and enjoyed by the said Canoga Perkins Corporation, its successors, assigns or other legal representatives, for its own use and for the use of its successors, assigns or legal representatives, to end of the term or terms for which said Patents are or may be granted or reissued, as fully and entirely as the same would have been held and enjoyed by said Ellipsys Technologies, Inc., had this assignment and sale not have been made.

Ellipsys...Technologies, Inc.

Witness:

J. J. Bl 3/31/00

By:

[Signature] 03-31-00
President